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OFFICE OF PETITIONS

Decision on Petition

In re Application of Amon
Application No. 09/116,809
Filing Date: August 7, 1998
Attorney Docket No. 017750-378

This is a decision on the petition filed November 10, 2005, under 37 CFR 1.181 to withdraw the holding of abandonment of the above-identified application. The Office regrets the delay in the consideration of the petition.

The petition is **dismissed**.

A Corrected Notice of Allowance was mailed June 8, 2005.

The Corrected Notice stated, with emphasis in original,

THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN [THREE MONTHS] EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

The Corrected Notice stated the issue fee due was \$0.

Petitioner did not submit the PTOL-85b filed with the Corrected Notice of Allowance or the equivalent between June 8, 2005, and October 8, 2005. Therefore, the application became abandoned October 9, 2005.

Petitioner contends the issue fee and a PTOL-85b were filed March 14, 2005. Therefore, the application is not abandoned for failure to reply to the original Notice of Allowance. However, the application remains abandoned for the failure to reply to the Corrected Notice of Allowance.

Petitioner may wish to consider filing a petition to revive based on unintentional abandonment under 37 CFR 1.137(a). A grantable petition pursuant to 37 CFR 1.137(a) must be accompanied by the required reply (new PTOL-85b) and the required petition fee of \$500.

Any request for reconsideration must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are NOT permitted. The

reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.181."

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petition
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Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.



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